

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

KENNETH W. CLARK,

Plaintiff,

vs.

STATE OF NEBRASKA, ROBERT OTTE,  
Judge; MOORE, Judge; JEFF CHEVRON,  
Court of appeal; STEVEN BURNS, Judge;  
GALE POKORAY, Judge; PUBLIC  
DEFENDER OFFICE, YARDLEY, Judge;  
DISTRICT AND COUNTY ATTORNEY  
REGIONAL CENTER, LANCASTER  
POLICE DEPARTMENT COMMISSION,  
TROY HAWKS, administration of Nebraska;  
and DR. MOORE, Lancaster county jail;

Defendants.

**4:14CV3192**

**MEMORANDUM AND ORDER**

This matter is before the Court on Plaintiff Kenneth W. Clark's "Motion to Recuse From Case Statue Law Violation" filed on January 22, 2024. [Filing No. 28](#) (spelling as in original). The entirety of Plaintiff's motion consists of the following: "Due process of law; equal protection. No person shall be deprived of life, liberty, or property, without due process of law, nor be denied equal protection of the law. Statue [sic] law rules violation 24-722 codes." [Filing No. 28](#).

Plaintiff's motion is nonsensical and does not set forth any reason justifying the undersigned's recusal. Moreover, there are no further proceedings that will take place in this case from which the undersigned would need to recuse. This case has been closed for over eight years, and Plaintiff's filing of two unintelligible motions within the last three months, see [Filing No. 25](#); [Filing No. 28](#), is a waste of the Court's limited resources. To prevent further wasting of this Court's resources, the Court will prohibit

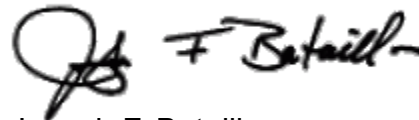
Plaintiff from filing any future documents or motions in this closed case, except for a notice of appeal or appellate documents. See [Grady v. Gaddy](#), No. 4:19-CV-1701 NCC, 2021 WL 1020766, at \*1 (E.D. Mo. Mar. 16, 2021), *aff'd*, No. 21-1860, 2021 WL 8155004 (8th Cir. June 22, 2021) (imposing identical restrictions).

IT IS THEREFORE ORDERED that:

1. Plaintiff's "Motion to Recuse From Case Statue Law Violation," [Filing No. 28](#), is denied.
2. Plaintiff is prohibited from filing any future documents or motions in this closed case, except for a notice of appeal or appellate documents.
3. The Clerk shall not accept any additional documents or motions filed by Plaintiff in this closed action, except for a notice of appeal or appellate documents. If Plaintiff files an additional document or motion, the Clerk shall return it to Plaintiff.

Dated this 5th day of February, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon", with a stylized flourish at the end.

Joseph F. Bataillon  
Senior United States District Judge